



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Van Kampen Group, Inc.

Group Art Unit:

Serial No.: 09/689,621

Examiner:

Filed: October 13, 2000

For: P. Acnes Treatment of Planter's Warts

AFFIDAVIT OF DR. KENT R. VAN KAMPEN

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

State of Alabama

SS:

County of Shelby

Dr. Kent R. Van Kampen, being duly sworn, and having personal knowledge of the facts set forth herein, hereby deposes and says that:

1. I am one of the inventors of the invention disclosed and claimed in the U.S. patent application, Serial No. 09/689,621, filed October 13, 2000, and entitled "P. Acnes Treatment of Planter's Warts" (hereinafter referred to as the "Patent Application").
Chief Executive Officer KWK 7/25/01
2. I am employed as President of The Van Kampen Group, Inc. in Hoover, Alabama.
3. Bobby J. Edwards is a colleague with whom I have associated for about 12 years.
4. With the assistance of Mr. Edwards, the invention disclosed and claimed in the Patent Application was developed.

5. After the present invention was reduced to practice, I proceeded to have the Patent Application prepared on behalf of The Van Kampen Group, Inc., said application which was filed on October 13, 2000. Bobby Edwards and myself were listed as inventors.

6. On April 25, 2001, I sent a letter and a signed copy of the patent application and assignment documents to Mr. Edwards requesting that he sign the documents.

7. The April 25th letter followed an earlier attempt mailed to an address in Texas that is no longer the residence of Mr. Edwards.

8. I have spoken with Dr. Robert Page, Mr. Edwards' employer, about having Mr. Edwards sign the patent documents.

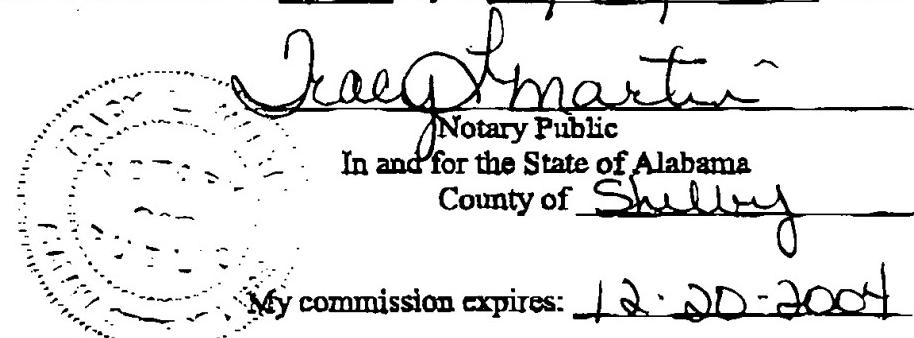
9. Despite my efforts to communicate with him, I have received no response from Mr. Edwards.

10. Because of a current legal matter in which Mr. Edwards is a defendant and I am a key witness, my attorneys have instructed me not to have personal verbal communication with any of the defendants, including Mr. Edwards.

11. It was necessary for the Van Kampen Group to file this Patent Application in order to preserve and protect The Van Kampen Group's legitimate rights in the invention.


Dr. Kent R. Van Kampen

Subscribed and sworn to before me this 25th day of July, 2001.





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kent R. Van Kampen et al

Serial No.: 09/689,621

Filed: October 13, 2000

For: The Treatment of Dermal Tumors, Warts,
and Viral Infections of the Respiratory
Tract in Humans Using Heat-Killed
P. Acnes

Group Art Unit: 1651

Examiner:

AFFIDAVIT OF BRIAN LAURENZO

Commissioner of Patents and Trademarks

Washington, D.C. 20231

Dear Sir:

State of Iowa

County of Polk

SS:

Mr. Brian Laurenzo, being duly sworn, and having personal knowledge of the facts set forth herein, hereby deposes and says that:

1. I am the attorney representing Dr. Kent R. Van Kampen in the prosecution of the invention disclosed and claimed in U.S. Patent Application Serial No. 09/689,621, filed October 13, 2000 and entitled "The Treatment of Dermal Tumors, Warts, and Viral Infections of the Respiratory Tract in Humans Using Heat-Killed P. Acnes" (hereinafter referred to as the "Patent Application").

2. I am a partner with DORSEY & WHITNEY LLP located at 801 Grand, Suite 3900, Des Moines, Iowa 50309.

3. On June 6, 2001, I had a telephone conversation with Mr. Bobby J. Edwards in which I asked if he had signed the Declaration sent to him previously by Dr. Kent Van Kampen in connection with the filing of the Patent Application.

4. Mr. Edwards stated he would not sign the Declaration until he first spoke with Dr. Van Kampen.

5. Due to pending litigation in which Mr. Edwards is a defendant, and Dr. Van Kampen is a key witness, Dr. Van Kampen's attorney has advised me that he has instructed him not to have personal verbal communication with any of the defendants in the case.

6. A duplicate copy of the Declaration was sent to Mr. Edwards' place of business on June 8, 2001, and signed for on June 11, 2001.

7. Mr. Edwards has not returned the Declaration.

8. I interpret the conduct of Mr. Edwards during my interactions with him as a clear indication of his refusal to sign any documents which are offered to him for execution. Therefore, I believe that Dr. Kent R. Van Kampen is entitled to proceed with the Patent Application on behalf of Mr. Edwards.

9. Exhibit 1, attached hereto, comprises a true and correct copy of the letter and duplicate Declaration that was sent to Mr. Edwards by myself on June 8, 2001.

10. It was necessary for The Van Kampen Group to file this Patent Application in order to preserve and protect The Van Kampen Group's legitimate rights in the invention.



Brian J. Laurenzo

Subscribed and sworn to before me this 25th day of July, 2001.

Muriel E. Poens

Notary Public

In and for the State of Iowa
County of Polk

My commission expires: August 9, 2002